

**VIRGINIA BOARD OF NURSING
MINUTES
May 19, 2010**

TIME AND PLACE: The meeting of the Virginia Board of Nursing was called to order at 9:05 A.M. on May 19, 2010 in Board Room 2, Department of Health Professions, 9960 Mayland Drive, Suite 201, Richmond, Virginia

**BOARD MEMBERS
PRESENT:**

Patricia M. Selig, R.N., F.N.P., Ph.D., President
Florence Jones-Clarke, R.N., M.S, Vice President
Evelyn Lindsay, L.P.N., Secretary
Lynne M. Cooper, Citizen Member
Peregrin Francisco, R.N., M.S.A.
Brenda L. Hale, R.N.,
John M. Horn, L.P.N.
Jeanne E. Holmes, Citizen Member
Patricia C. Lane, R.N., B.S.N.
Judith E. Piersall, R.N., B.S.N.
Karen Schultz, Ph.D. M.B.A.
William Traynham, L.P.N.

**BOARD MEMBER
ABSENT:**

Joyce A. Hahn, Ph.D.; APRN; NEA-BC

STAFF PRESENT:

Jay P. Douglas, R.N., M.S.M., C.S.A.C., Executive Director
Brenda Krohn, R.N., M.S., Deputy Executive Director
Gloria D. Mitchell, R.N., M.S.N., M.B.A., Deputy Executive Director
Jodi P. Power, R.N., J.D., Deputy Executive Director
Linda Kleiner, R.N., Discipline Case Manager
Ann Tiller, Compliance Manager
Amy Davis, Administrative Assistant

OTHERS PRESENT: Howard M. Casway, Senior Assistant Attorney General

**ESTABLISHMENT OF
A QUORUM:**

With twelve members of the Board present, a quorum was established.

CONSIDERATION OF AGENCY SUBORDINATE RECOMMENDATIONS:

Jessica D. Veniskey, R.N. 0001-212308

Ms. Veniskey appeared, accompanied by attorney, Margaret Ingallsby.

CLOSED MEETING:

Ms. Lindsay moved that the Board of Nursing convene a closed meeting pursuant to §2.2-3711(A)(27) of the *Code of Virginia* at 9:10 A.M., for the purpose of consideration of an agency subordinate recommendation. Additionally, Ms.

Lindsay moved that Ms. Douglas, Ms. Power, Ms. Krohn, Ms. Mitchell, Ms. Kleiner, Ms. Tiller, Ms. Davis and Mr. Casway attend the closed meeting because their presence in the closed meeting is deemed necessary and their presence will aid the Board in its deliberations.

The motion was seconded and carried unanimously.

RECONVENTION:

The Board reconvened in open session at 9:30 A.M.

Ms. Lindsay moved that the Board of Nursing certify that it heard, discussed or considered only public business matters lawfully exempted from open meeting requirements under the Virginia Freedom of Information Act and only such public business matters as were identified in the motion by which the closed meeting was convened.

The motion was seconded and carried unanimously.

ACTION:

Ms. Hale moved to modify the recommended decision of the agency subordinate to indefinitely suspend the professional nursing license of Jessica Veniskey, with the suspension stayed contingent upon verification of Ms. Veniskey entering the Health Practitioners Monitoring Program and thereafter remaining in compliance with the terms of the Health Practitioners Monitoring Program.

The motion was seconded and carried. Dr. Selig, Ms. Jones-Clarke, Ms. Lindsay, Ms. Hale, Mr. Horn, Ms. Holmes, Ms. Lane and Ms. Piersall were in favor of the motion. Ms. Cooper, Ms. Francisco, Ms. Schultz and Mr. Traynham opposed the motion.

Cynthia M. Smith, C.N.A. 1401-063579

Ms. Smith appeared.

CLOSED MEETING:

Ms. Lindsay moved that the Board of Nursing convene a closed meeting pursuant to §2.2-3711(A)(27) of the *Code of Virginia* at 9:37 A.M., for the purpose of consideration of an agency subordinate recommendation. Additionally, Ms. Lindsay moved that Ms. Douglas, Ms. Power, Ms. Krohn, Ms. Mitchell, Ms. Kleiner, Ms. Tiller, Ms. Davis and Mr. Casway attend the closed meeting because their presence in the closed meeting is deemed necessary and their presence will aid the Board in its deliberations.

The motion was seconded and carried unanimously.

RECONVENTION:

The Board reconvened in open session at 9:40 A.M.

Ms. Lindsay moved that the Board of Nursing certify that it heard, discussed or considered only public business matters lawfully exempted from open meeting requirements under the Virginia Freedom of Information Act and only such public business matters as were identified in the motion by which the closed meeting was convened.

The motion was seconded and carried unanimously.

ACTION:

Ms. Hale moved to accept the recommended decision of the agency subordinate to revoke the certificate of Cynthia Smith to practice as nurse aide in Virginia and to enter a finding of abuse in the Nurse Aide Registry.

The motion was seconded and carried unanimously.

Reda Chrsitian, C.N.A. 1401-071052

Ms. Christian did not appear.

Ms. Piersall moved that the Board of Nursing accept the recommended decision of the agency subordinate to indefinitely suspend the right to renew the certificate of Reda Christian to practice as a nurse aide in Virginia for not less than two years and until such time as she can demonstrate that she is able to resume safe and competent nurse aide practice.

The motion was seconded and carried unanimously.

Estelle Dark, C.N.A. 1401-007193

Ms. Dark did not appear.

Ms. Piersall moved that the Board of Nursing accept the recommended decision of the agency subordinate to revoke the certificate of Estelle Dark to practice as a nurse aide in Virginia and enter a finding of neglect in the Nurse Aide Registry.

The motion was seconded and carried unanimously.

Audra D. Carter Hughes, C.N.A. 1401-071942

Ms. Hughes did not appear.

Ms. Piersall moved that the Board of Nursing accept the recommended decision of the agency subordinate to revoke the right to renew the certificate of Audra Carter Hughes to practice as nurse aide in Virginia and enter a finding of abuse in the Nurse Aide Registry.

The motion was seconded and carried unanimously.

Margaret A. Williams, R.N. 0001-118081

Ms. Williams did not appear.

Ms. Piersall moved that the Board of Nursing accept the recommended decision of the agency subordinate to require Margaret Williams to complete the National Council of State Boards of Nursing online courses “Professional Accountability and Legal Liability for Nurses” and “Sharpening Critical Thinking Skills for Competent Nursing Practice” within 60 days of entry of the Order.

The motion was seconded and carried unanimously.

Destini L. Johnson, L.P.N. 0002-066199

Ms. Johnson did not appear.

Ms. Piersall moved that the Board of Nursing accept the recommended decision of the agency subordinate to revoke to take no action against Destini Johnson contingent upon her entry into the Health Practitioners Monitoring Program within 45 days of entry of the Order and thereafter remaining in compliance with the terms and conditions of the Health Practitioners Monitoring Program.

The motion was seconded and carried unanimously.

Mary W. Bryant, C.N.A. 1401-114973; L.P.N. 0002-076795

Ms. Bryant did not appear.

Ms. Piersall moved that the Board of Nursing accept the recommended decision of the agency subordinate to indefinitely suspend the nurse aide certificate and the practical nursing license of Mary Bryant until such time as she can appear before the Board and provide sufficient evidence that she is safe and competent to practice.

The motion was seconded and carried unanimously.

Constance K. Gregory, C.N.A. 1401-098601

Ms. Gregory did not appear.

Ms. Piersall moved that the Board of Nursing accept the recommended decision of the agency subordinate to indefinitely suspend the certificate of Constance Gregory to practice as a nurse aide until such time as she can appear before the Board and provide sufficient evidence that she is safe and competent to practice.

The motion was seconded and carried unanimously.

Jill Hunter, C.N.A. 1401-098686

Ms. Hunter did not appear.

Ms. Piersall moved that the Board of Nursing accept the recommended decision of the agency subordinate to revoke the certificate of Jill Hunter to practice as a nurse aide and enter a finding of abuse and misappropriation of patient property in the Nurse Aide Registry.

The motion was seconded and carried unanimously.

Geoffrey J. Thomas, L.P.N. 0002-052267

Ms. Thomas did not appear.

Ms. Piersall moved that the Board of Nursing accept the recommended decision of the agency subordinate to reprimand Geoffrey Thomas and require Mr. Thomas to complete the National Council of State Boards of Nursing online course “Documentation: A Critical Aspect of Client Care” within 60 days of entry of the order.

The motion was seconded and carried unanimously.

Lakinna Jackson Horton, C.N.A. 1401-126168

Ms. Horton did not appear.

Ms. Piersall moved that the Board of Nursing accept the recommended decision of the agency subordinate to revoke the certificate of Lakinna Horton to practice as a nurse aide and enter a finding of abuse and neglect in the Nurse Aide Registry.

The motion was seconded and carried unanimously.

Kimberly Gilly, R.N., 0001-161422

Ms. Gilly did not appear.

Ms. Piersall moved that the Board of Nursing accept the recommended decision of the agency subordinate to indefinitely suspend the professional nursing license of Kimberly Gilly, with the suspension to be stayed contingent upon Ms. Gilly’s entry into and continued compliance with the Health Practitioners Monitoring Program.

The motion was seconded and carried unanimously.

Patricia R. McNulty, R.N. North Carolina license 115614

Ms. McNulty did not appear.

Ms. Piersall moved that the Board of Nursing accept the recommended decision of the agency subordinate to indefinitely suspend the multi state privilege of Patricia McNulty to practice professional nursing in Virginia until such time that she applies for licensure in Virginia and provides proof of residency and demonstrates that she is safe and competent to practice.

The motion was seconded and carried unanimously.

Amy Eaton, C.N.A. 1401-124558

Ms. Eaton did not appear.

Ms. Piersall moved that the Board of Nursing accept the recommended decision of the agency subordinate to indefinitely suspend the certificate of Amy Eaton to practice as a nurse aide until such time as she can appear before the Board and provide sufficient evidence that she is safe and competent to practice.

The motion was seconded and carried unanimously.

Leah Ann Corbett, C.N.A. 1401-099049; R.M.A. 0031-000051

Ms. Corbett did not appear.

Ms. Piersall moved that the Board of Nursing accept the recommended decision of the agency subordinate to indefinitely suspend the nurse aide certificate and the medication aide registration of Leah Ann Corbett until such time as she can appear before the Board and provide sufficient evidence that she is safe and competent to practice.

The motion was seconded and carried unanimously.

CLOSED MEETING:

Ms. Lindsay moved that the Board of Nursing convene a closed meeting pursuant to §2.2-3711(A)(27) of the *Code of Virginia* at 9:43 A.M. for the purpose of consideration of agency subordinate recommendations. Additionally, Ms. Lindsay moved that Ms. Douglas, Ms. Power, Ms. Krohn, Ms. Mitchell, Ms. Kleiner, Ms. Tiller, Ms. Davis and Mr. Casway attend the closed meeting because their presence in the closed meeting is deemed necessary and their presence will aid the Board in its deliberations.

The motion was seconded and carried unanimously.

RECONVENTION:

The Board reconvened in open session at 11:05 A.M.

Ms. Lindsay moved that the Board of Nursing certify that it heard, discussed or considered only public business matters lawfully exempted from open meeting requirements under the Virginia Freedom of Information Act and only such public business matters as were identified in the motion by which the closed meeting was convened.

The motion was seconded and carried unanimously.

Raquel Brady, L.P.N. 0002-076867

Ms. Brady did not appear.

Ms. Lindsay moved that the Board of Nursing accept the recommended decision of the agency subordinate to indefinitely suspend the practical nursing license of Raquel Brady with said suspension stayed contingent upon her continued compliance with the Health Practitioners Monitoring Program.
The motion was seconded and carried unanimously.

Janie O. Timberlake, C.N.A. 1401-000031; R.M.A. 0031-002669

Ms. Timberlake did not appear.

Ms. Francisco moved that the Board of Nursing accept the recommended decision of the agency subordinate to revoke the medication aide registration and the nurse aide certification of Janie Timberlake and enter a finding of misappropriation of patient property in the Nurse Aide Registry.
The motion was seconded and carried unanimously.

Bridget R. Sizemore, C.N.A. 1401-120335

Ms. Sizemore did not appear.

Mr. Traynham moved that the Board of Nursing accept the recommended decision of the agency subordinate to indefinitely suspend the certificate of Bridget Sizemore to practice as a nurse aide in Virginia until such time as she can appear before the Board and provide sufficient evidence that she is safe and competent to practice.
The motion was seconded and carried unanimously.

Yvonne J. Moreau, C.N.A. 1401-129320

Ms. Moreau did not appear.

Ms. Cooper moved that the Board of Nursing modify the recommended decision of the agency subordinate to reprimand Yvonne Moreau and require Ms. Moreau to continue compliance with the Health Practitioners Monitoring Program.
The motion was seconded and carried. Dr. Selig, Ms. Lindsay, Ms. Cooper, Ms. Francisco, Mr. Horn, Ms. Holmes, Ms. Lane, Ms. Piersall, Dr. Schultz and Mr. Traynham were in favor of the motion. Ms. Jones-Clarke and Ms. Hale opposed the motion.

Melissa Floyd, C.N.A. 1401-093323

Ms. Floyd did not appear.

Mr. Traynham moved that the Board of Nursing accept the recommended decision of the agency subordinate to revoke the certificate of Melissa Floyd to practice as a nurse aide in Virginia and enter a finding of abuse in the Nurse Aide Registry.
The motion was seconded and carried unanimously.

Michael Emerich, C.N.A. 1401-129070

Mr. Emerich did not appear.

Mr. Traynham moved that the Board of Nursing accept the recommended decision of the agency subordinate to revoke the certificate of Michael Emerich to practice as a nurse aide and enter a finding of abuse in the Nurse Aide Registry. The motion was seconded and carried unanimously.

Whitney Fowler, C.N.A. 1401-115109

Ms. Fowler did not appear.

Ms. Lane moved that the Board of Nursing modify the recommended decision of the agency subordinate to reprimand Whitney Fowler and indefinitely suspend the nurse aide certificate of Ms. Fowler until such time as she can appear before the Board and provide sufficient evidence that she is safe and competent to practice. The motion was seconded and carried. Dr. Selig, Ms. Jones-Clarke, Ms. Lindsay, Ms. Cooper, Ms. Francisco, Ms. Hale, Ms. Lane, Dr. Schultz and Mr. Traynham were in favor of the motion. Mr. Horn, Ms. Holmes and Ms. Piersall opposed the motion.

Brooke L. Heaton, R.N. 0001-2166694

Ms. Heaton did not appear.

Ms. Francisco moved that the Board of Nursing accept the recommended decision of the agency subordinate to indefinitely suspend the professional nursing license of Brooke Heaton with said suspension stayed contingent upon her continued compliance with the Health Practitioners Monitoring Program.

The motion was seconded and carried. Dr. Selig, Ms. Jones-Clarke, Ms. Lindsay, Ms. Francisco, Ms. Hale, Mr. Horn, Ms. Holmes, Ms. Lane, Ms. Piersall, Dr. Schultz, and Mr. Traynham were in favor of the motion. Ms. Cooper abstained.

Arlena F. Pasqual, L.P.N. 0002-077227

Ms. Pasqual did not appear.

Mr. Traynham moved that the Board of Nursing accept the recommended decision of the agency subordinate to indefinite suspend the right to renew the practical nursing license of Arlena Pasqual until such time as she can appear before the Board and provide sufficient evidence that she is safe and competent to practice.

The motion was seconded and carried unanimously.

Valeria J. Taylor, L.P.N. 0002-035238

Ms. Taylor did not appear.

Mr. Traynham moved that the Board of Nursing accept the recommended decision of the agency subordinate to reprimand Valeria Taylor and that she be assessed a monetary penalty of \$180.00.

The motion was seconded and carried unanimously.

Tiffany M. Regan, R.N. 0001-208947

Ms. Regan did not appear.

Ms. Cooper moved that the Board of Nursing modify the recommended decision of the agency subordinate to reprimand Tiffany Regan and place Ms. Regan on probation for two years of actual nursing practice with terms and conditions. The motion was seconded and carried unanimously.

Geno D'Amico, R.N. 0001-211406

Mr. D'Amico did not appear.

Ms. Lane moved that the Board of Nursing reject the recommended decision of the agency subordinate and refer the matter of Geno D'Amico to a formal hearing. The motion was seconded and carried. Dr. Selig, Ms. Jones-Clarke, Ms. Lindsay, Ms. Cooper, Ms. Hale, Mr. Horn, Ms. Holmes, Ms. Lane and Mr. Traynham were in favor of the motion. Ms. Francisco, Ms. Piersall, and Dr. Schultz opposed the motion.

Shanna F. Coover, R.N. 0001-198646

Ms. Coover did not appear.

Ms. Cooper moved that the Board of Nursing modify the recommended decision of the agency subordinate to reprimand Shanna Coover and indefinitely suspend the professional nursing license of Ms. Coover until such time as she can appear before the Board and provide sufficient evidence that she is safe and competent to practice.

The motion was seconded and carried. Ms. Jones-Clarke, Ms. Lindsay, Ms. Cooper, Ms. Francisco, Ms. Hale, Mr. Horn, Ms. Holmes, Ms. Lane, Dr. Schultz and Mr. Traynham were in favor of the motion. Dr. Selig and Ms. Piersall opposed the motion.

Branell M. Harris, R.N. 0001-180605

Ms. Harris did not appear.

Mr. Traynham moved that the Board of Nursing accept the recommended decision of the agency subordinate to place Branell Harris on probation for one year of active nursing practice with terms, but modify the terms to additionally include a mental health evaluation.

The motion was seconded and carried. Dr. Selig, Ms. Jones-Clarke, Ms. Lindsay, Ms. Cooper, Ms. Francisco, Ms. Hale, Mr. Horn, Ms. Holmes, Ms. Lane, Dr. Schultz, and Mr. Traynham were in favor of the motion. Ms. Piersall opposed the motion.

Hiram Bradley, C.N.A. 1401-124353

Mr. Bradley did not appear.

Ms. Hale moved that the Board of Nursing modify the recommended decision of the agency subordinate to issue an order making findings of fact and conclusions of law but imposing no sanction in the matter of Hiram Bradley.

The motion was seconded and carried. Dr. Selig, Ms. Jones-Clarke, Ms. Lindsay, Ms. Hale, Mr. Horn, Ms. Holmes, Ms. Lane, and Mr. Traynham were in favor of the motion. Ms. Cooper, Ms. Francisco, Ms. Piersall and Dr. Schultz opposed the motion.

Mary Walker, C.N.A. 1401-128390

Ms. Walker did not appear.

Ms. Piersall moved that the Board of Nursing accept the recommended decision of the agency subordinate to reprimand Mary Walker.

The motion was seconded and carried unanimously.

ADJOURNMENT:

The meeting was adjourned at 11:10 A.M.

Evelyn Lindsay, L.P.N.
Secretary

**VIRGINIA BOARD OF NURSING
FORMAL HEARINGS
May 19, 2010
Panel - A**

TIME AND PLACE: The meeting of the Virginia Board of Nursing was called to order at 11:30 A.M. on May 19, 2010 in Board Room 2, Department of Health Professions, 9960 Mayland Drive, Suite 201, Henrico Virginia.

BOARD MEMBERS

PRESENT: Patricia M. Selig, R.N., F.N.P., Ph.D., President
Evelyn Lindsay, L.P.N.
Brenda L. Hale, R.N.
John M. Horn, L.P.N.
Patricia C. Lane, R.N., B.S.N.
Karen K. Schultz, Ph.D., M.B.A., Citizen Member

STAFF PRESENT: Jay P. Douglas, R.N., M.S.M, C.S.A.C., Executive Director
Gloria D. Mitchell, R.N., M.S.N., M.B.A., Deputy Executive Director
Amy Davis, Executive Assistant

OTHERS PRESENT: Ishneila Moore, Assistant Attorney General

ESTABLISHMENT OF A QUORUM: With six members of the Board present, a quorum was established.

FORMAL HEARINGS: **Mary Miller, R.N. 0001-193949**
Ms. Miller appeared, represented by attorney, Brock Green and his associate, Sarah Clayton.

Wendell Roberts, Adjudication Specialist, represented the Commonwealth. Ms. Moore was legal counsel for the Board. Holly Bush, court reporter, recorded the proceedings.

Kim Lynch, Senior Investigator, Department of Health Professions; Stephanie Moon, mother of patient; Debra Trent, L.P.N.; Suzanne Shire, Director of Health Care Services Interim Health Care were present and testified.

RECESS: The Board recessed at 1:23 P.M.

RECONVENTION: The Board reconvened at 1:55 P.M.

Ms. Douglas left the meeting.

RECESS: The Board recessed at 3:50 P.M.

RECONVENTION: The Board reconvened at 4:00 P.M.

CLOSED MEETING: Ms. Lindsay moved that the Board of Nursing convene a closed meeting pursuant to §2.2-3711(A)(27) of the *Code of Virginia* at 4:50 P.M., for the purpose of deliberation to reach a decision in the matter of Ms. Miller. Additionally, Ms. Lindsay moved that Ms. Mitchell, Ms. Davis and Ms. Moore attend the closed meeting because their presence in the closed meeting is deemed necessary and their presence will aid the Board in its deliberations. The motion was seconded and carried unanimously.

RECONVENTION: The Board reconvened in open session at 5:24 P.M.

Ms. Lindsay moved that the Board of Nursing certify that it heard, discussed or considered only public business matters lawfully exempted from open meeting requirements under the Virginia Freedom of Information Act and only such public business matters as were identified in the motion by which the closed meeting was convened. The motion was seconded and carried unanimously.

Mr. Horn moved that the Board of Nursing accept the findings of fact as presented by Mr. Roberts and amended by the Board. The motion was seconded and carried unanimously.

ACTION: Ms. Hale moved that the Board of Nursing dismiss the case in the matter of Mary Miller due to insufficient evidence. The motion was seconded and carried. Mr. Horn, Dr. Selig, Ms. Lane, Ms. Hale, and Dr. Schultz were in favor of the motion. Ms. Lindsay opposed the motion.

This decision shall be effective upon the entry by the Board of a written Order stating the findings, conclusions, and decision of this formal hearing panel.

Mr. Horn left the meeting.

FORMAL HEARINGS: **Crystal A. Harrison, C.N.A. Reinstatement Applicant 1401-103698**
Ms. Harrison appeared, accompanied by friend, Haniyyah Hogan.

David Kazzie, Adjudication Specialist, represented the Commonwealth. Mr. Casway was legal counsel for the Board. Lynn Taylor, court reporter, recorded the proceedings.

Vicky Fox, Senior Investigator, Department of Health Professions; J.W. Turner, Senior Investigator, Department of Health Professions; Crystal Kelly, C.N.A., Pinewood Assisted Living were present and testified. Coretta Atkins, C.N.A., Pinewood Assisted Living testified by telephone.

RECESS: The Board recessed at 6:30 P.M.

RECONVENTION: The Board reconvened at 6:35 P.M.

CLOSED MEETING: Ms. Lindsay moved that the Board of Nursing convene a closed meeting pursuant to §2.2-3711(A)(27) of the *Code of Virginia* at 7:12 P.M., for the purpose of deliberation to reach a decision in the matter of Ms. Harrison. Additionally, Ms. Lindsay moved that Ms. Mitchell, Ms. Davis and Ms. Moore attend the closed

meeting because their presence in the closed meeting is deemed necessary and their presence will aid the Board in its deliberations.
The motion was seconded and carried unanimously.

RECONVENTION:

The Board reconvened in open session at 7:20 P.M.

Ms. Lindsay moved that the Board of Nursing certify that it heard, discussed or considered only public business matters lawfully exempted from open meeting requirements under the Virginia Freedom of Information Act and only such public business matters as were identified in the motion by which the closed meeting was convened.

The motion was seconded and carried unanimously.

Ms. Hale moved that the Board of Nursing accept the findings of fact and conclusions of law as presented by Mr. Kazzie and amended by the Board.

The motion was seconded and carried unanimously.

ACTION:

Ms. Lindsay moved that the Board of Nursing deny the application to reinstate the nurse aide certificate of Crystal Harrison.

The motion was seconded and carried unanimously.

This decision shall be effective upon the entry by the Board of a written Order stating the findings, conclusions, and decision of this formal hearing panel.

ADJOURNMENT:

The Board adjourned at 7:22 P.M.

Gloria D. Mitchell, R.N., M.S.N., M.B.A.
Deputy Executive Director

**VIRGINIA BOARD OF NURSING
FORMAL HEARINGS
May 19, 2010
Panel - B**

TIME AND PLACE: The meeting of the Virginia Board of Nursing was called to order at 11:30 A.M. on May 19, 2010 in Board Room 1, Department of Health Professions, 9960 Mayland Drive, Suite 201, Henrico Virginia.

**BOARD MEMBERS
PRESENT:**

Florence Jones-Clarke, R.N., M.S., Vice President
Lynne M. Cooper, Citizen Member
Peregrin Francisco, R.N., M.S.A.
Jeanne Holmes, Citizen Member
Judith E. Piersall, R.N., B.S.N.
William Traynham, L.P.N.

STAFF PRESENT:

Jodi P. Power, R.N., J.D., Deputy Executive Director
Brenda Krohn, R.N., M.S., Deputy Executive Director
Donna Lee, Senior Discipline Specialist

OTHERS PRESENT:

Howard M. Casway, Senior Assistant Attorney General

**ESTABLISHMENT OF
A QUORUM:**

With six members of the Board present, a quorum was established.

FORMAL HEARINGS:

Prisca Muotoh, 0002-072540
Ms. Muotoh appeared.

Tammie Jones, Adjudication Specialist, represented the Commonwealth. Mr. Casway was legal counsel for the Board. Lynn Taylor, court reporter, recorded the proceedings.

Naima Fellers, Senior Investigator, Department of Health Professions; Patricia Sullivan, R.N., Director of Nursing Leewood Healthcare; Morlai Sam Bangura, Director of Nursing, Lincolnian Senior Residences Assisted Living Facility; were present and testified.

CLOSED MEETING:

Mr. Traynham moved that the Board of Nursing convene a closed meeting pursuant to §2.2-3711(A)(27) of the *Code of Virginia* at 1:18 P.M., for the purpose of deliberation to reach a decision in the matter of Ms. Muotoh. Additionally, Mr. Traynham moved that Ms. Krohn, Ms. Power, Ms. Lee and Mr. Casway attend the closed meeting because their presence in the closed meeting is deemed necessary and their presence will aid the Board in its deliberations. The motion was seconded and carried unanimously.

RECONVENTION: The Board reconvened in open session at 1:40 P.M.

Mr. Traynham moved that the Board of Nursing certify that it heard, discussed or considered only public business matters lawfully exempted from open meeting requirements under the Virginia Freedom of Information Act and only such public business matters as were identified in the motion by which the closed meeting was convened.
The motion was seconded and carried unanimously.

Ms. Francisco moved that the Board of Nursing accept the findings of fact and conclusions of law as presented by Ms. Jones.
The motion was seconded and carried unanimously.

ACTION: Ms. Piersall moved that the Board of Nursing indefinitely suspend the practical nursing license of Prisca Muotoh for a period of not less than two years, and until such time as she can appear before the Board and provide sufficient evidence that she is safe and competent to practice.
The motion was seconded and carried unanimously.

This decision shall be effective upon the entry by the Board of a written Order stating the findings, conclusions, and decision of this formal hearing panel.

RECESS: The Board recessed at 1:45 P.M.

RECONVENTION: The Board reconvened at 2:25 P.M.

FORMAL HEARINGS: **Dozina Y. Young, C.N.A. Reinstatement Applicant 1401-098411**
Ms. Young appeared, accompanied by her grandmother, Helena Adams.

Cynthia Gaines, Adjudication Specialist, represented the Commonwealth. Mr. Casway was legal counsel for the Board. Lynn Taylor, court reporter, recorded the proceedings.

Leith Ellis, Senior Investigator, Department of Health Professions; Patricia Sheehan, Senior Investigator, Department of Health Professions; and Helena Adams were present and testified.

CLOSED MEETING: Mr. Traynham moved that the Board of Nursing convene a closed meeting pursuant to §2.2-3711(A)(27) of the *Code of Virginia* at 2:58 P.M., for the purpose of deliberation to reach a decision in the matter of Ms. Young. Additionally, Mr. Traynham moved that Ms. Power, Ms. Krohn, Ms. Lee, and Mr. Casway attend the closed meeting because their presence in the closed meeting is deemed necessary and their presence will aid the Board in its deliberations.
The motion was seconded and carried unanimously.

RECONVENTION: The Board reconvened in open session at 3:25 P.M.

Ms. Francisco moved that the Board of Nursing certify that it heard, discussed or considered only public business matters lawfully exempted from open meeting requirements under the Virginia Freedom of Information Act and only such public

business matters as were identified in the motion by which the closed meeting was convened.

The motion was seconded and carried unanimously.

Ms. Francisco moved that the Board of Nursing accept the findings of fact and conclusions of law as presented by Ms. Gaines and amended by the Board.

The motion was seconded and carried unanimously.

ACTION:

Ms. Holmes moved that the Board of Nursing deny the reinstatement application for Dozina Young and revoke the right to renew the nurse aide certificate of Dozina Young with a finding of misappropriation of resident property which will be entered in the Virginia Nurse Aide Registry. According to 42 CFR §483.13(c)(1)(ii)(B) such findings will prohibit Ms. Young's future employment as a certified nurse aide in any long term care facility which receives Medicare or Medicaid reimbursement.

The motion was seconded and carried unanimously.

This decision shall be effective upon the entry by the Board of a written Order stating the findings, conclusions, and decision of this formal hearing panel.

Ms. Holmes and Ms. Power left the meeting.

FORMAL HEARINGS:

Michelle R. Brite, R.N. 0001-165069

Ms. Brite did not appear..

Tammie Jones, Adjudication Specialist, represented the Commonwealth. Mr. Casway was legal counsel for the Board. Lynn Taylor, court reporter, recorded the proceedings.

Sharon Anderson, L.P.N.; Trina Forbes, R.N.; Ruth Mawyer, R.N., former Director of Nursing, Virginia Beach Psychiatric Center; and Mary Goorman, Substance Abuse Counselor; were present and testified.

CLOSED MEETING:

Mr. Traynham moved that the Board of Nursing convene a closed meeting pursuant to §2.2-3711(A)(27) of the *Code of Virginia* at 4:27 P.M., for the purpose of deliberation to reach a decision in the matter of Ms. Brite. Additionally, Mr. Traynham moved that Ms. Krohn, Ms. Lee and Mr. Casway attend the closed meeting because their presence in the closed meeting is deemed necessary and their presence will aid the Board in its deliberations.

The motion was seconded and carried unanimously.

RECONVENTION:

The Board reconvened in open session at 4:32 P.M.

Mr. Traynham moved that the Board of Nursing certify that it heard, discussed or considered only public business matters lawfully exempted from open meeting requirements under the Virginia Freedom of Information Act and only such public business matters as were identified in the motion by which the closed meeting was convened.

The motion was seconded and carried unanimously.

Ms. Francisco moved that the Board of Nursing accept the findings of fact and conclusions of law as presented by Ms. Jones and amended by the Board.
The motion was seconded and carried unanimously.

ACTION:

Ms. Cooper moved that the Board of Nursing indefinitely suspend the professional nursing license of Michelle Brite for a period of not less than two years and until such time as she can appear before the Board and provide sufficient evidence that she is safe and competent to practice.
The motion was seconded and carried unanimously.

This decision shall be effective upon the entry by the Board of a written Order stating the findings, conclusions, and decision of this formal hearing panel.

FORMAL HEARINGS:

Patrice L. Sheftall, C.N.A. 1401-123525

Ms. Sheftall did not appear.

Tammie Jones, Adjudication Specialist, represented the Commonwealth. Mr. Casway was legal counsel for the Board. Lynn Taylor, court reporter, recorded the proceedings.

Ann Hardy, Senior Investigator, Department of Health Professions was present and testified.

CLOSED MEETING:

Mr. Traynham moved that the Board of Nursing convene a closed meeting pursuant to §2.2-3711(A)(27) of the *Code of Virginia* at 4:48 P.M., for the purpose of deliberation to reach a decision in the matter of Ms. Sheftall. Additionally, Mr. Traynham moved that Ms. Krohn, Ms. Lee and Mr. Casway attend the closed meeting because their presence in the closed meeting is deemed necessary and their presence will aid the Board in its deliberations.
The motion was seconded and carried unanimously.

RECONVENTION:

The Board reconvened in open session at 4:54 P.M.

Mr. Traynham moved that the Board of Nursing certify that it heard, discussed or considered only public business matters lawfully exempted from open meeting requirements under the Virginia Freedom of Information Act and only such public business matters as were identified in the motion by which the closed meeting was convened.

The motion was seconded and carried unanimously.

Ms. Piersall moved that the Board of Nursing accept the findings of fact and conclusions of law as presented by Ms. Jones.

The motion was seconded and carried unanimously.

ACTION:

Ms. Francisco moved that the Board of Nursing indefinitely suspend the right to renew the nurse aide certificate of Patrice Sheftall for a period of not less than two years and until such time as she can appear before the Board and provide sufficient evidence that she is safe and competent to practice.
The motion was seconded and carried unanimously.

This decision shall be effective upon the entry by the Board of a written Order stating the findings, conclusions, and decision of this formal hearing panel.

ADJOURNMENT:

The Board adjourned at 4:55 P.M.

Brenda Krohn, R.N., M.S.
Deputy Executive Director